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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOHN DAVID BARRERA,

15 Defendant.

Case No. 2:18-cr-00126-JCM-CWH

**STIPULATION TO VACATE**  
**EVIDENTIARY HEARING**  
(First Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson, United  
18 States Attorney, and Allison Reese, Assistant United States Attorney, counsel for the United  
19 States of America, and Rene L. Valladares, Federal Public Defender, and Margaret W.  
20 Lambrose, Assistant Federal Public Defender, counsel for John David Barrera, that the  
21 Evidentiary Hearing currently scheduled on January 7, 2019, be vacated.

22 This Stipulation is entered into for the following reasons:

- 23 1. The parties anticipate this matter will be resolved. As such, an evidentiary  
24 hearing is no longer required at this time.
- 25 2. The defendant is not in custody and agrees with the need to vacate.
- 26 3. The parties agree to vacate.

1 This is the first request to vacate the evidentiary hearing.

2 DATED this 3rd day of January, 2019.

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4 RENE L. VALLADARES  
Federal Public Defender

DAYLE ELIESON  
United States Attorney

5  
6 */s/ Margaret W. Lambrose*  
By \_\_\_\_\_

7 MARGARET W. LAMBROSE  
Assistant Federal Public Defender

*/s/ Allison Reese*  
By \_\_\_\_\_

ALLISON REESE  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 JOHN DAVID BARRERA,

7 Defendant.

Case No. 2:18-cr-00126-JCM-CWH

**ORDER**

9  
10 IT IS THEREFORE ORDERED that the evidentiary hearing currently scheduled for  
11 Monday, January 7, 2019 at 9:30 a.m., be vacated

12 DATED this 4 day of January, 2019.

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15 UNITED STATES MAGISTRATE JUDGE  
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